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First Named Inventor	Christopher Kimsal	PETITION 1.137(b) TO REVIVE UNINTENTIONALLY ABANDONED PATENT
Serial No.	09/039,344	
Filing Date	March 13, 1998	
U.S. Patent No.	6,194,925	
Issue Date	February 27, 2001	
Attorney Docket No.	0005US01	
Title: TIME INTERVAL MEASUREMENT SYSTEM INCORPORATING A LINEAR RAMP GENERATION CIRCUIT		

Office of Petitions
Mail Stop Petition
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

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OFFICE OF PETITIONS

Applicant respectfully requests revival of the above-identified patent (U.S. Patent No. 6,194,925) under 37 CFR 1.137(b). Applicant unintentionally failed to pay the maintenance fee due August 27, 2008. Applicant has enclosed a Small Entity 7.5 Year Maintenance Fee Payment of \$1240 and the \$65 surcharge fee herewith. Applicant asserts that the entire delay in submission of the required Maintenance Fee from the due date until the filing of this petition was unintentional. As the application that resulted in this patent was filed after June 8, 1995, Applicant believes that a Terminal Disclaimer is not required for this application.

A Petition fee of \$1640.00 as set forth under 37 C.F.R. 1.20(i)(2) is also included herewith.

Petitioner, Gigamax Technologies, Inc., is successor in title to the Present Patent having purchased the assets from the creditors of the previous Assignee, Wavecrest Corp., which became insolvent and closed for business on July 29, 2008.

The present Patent is one of several applications and patents that became abandoned for lack of responses and maintenance fees after this period. As asserted in the attached claim of small entity status, the Petitioner, Gigamax Technologies, Inc. is a small start-up company. Gigamax Technologies, Inc. only recently completed purchase of, and clear title to, the assets of Wavecrest Corp. after entering to a conditional

PETITION TO REVIVE PATENT

PAGE 2

U.S. Patent No. 6,194,925

Applicant Docket No. 0005US01

Title: TIME INTERVAL MEASUREMENT SYSTEM INCORPORATING A LINEAR RAMP
GENERATION CIRCUIT

purchase agreement on March 3, 2009. Gigamax Technologies has been involved in organizing the company, securing start-up funding and inventorying assets with limited access to personnel and funds. Gigamax Technologies, Inc. has only recently become aware of the applications and patents that became abandoned and is now responding in attempt to revive after gaining title to them.

If the Examiner has any questions regarding this petition please feel free to contact the undersigned at 651-336-8307 or by email at awalseth@gigamaxtech.com.

Respectfully submitted,

Date: 8/9/10

Andrew C. Walseth

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AUG 09 2010

PTO/SB/66 (03-09)

Approved for use through 03/31/2012. OMB 0851-0016

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION TO ACCEPT UNINTENTIONALLY DELAYED PAYMENT OF
MAINTENANCE FEE IN AN EXPIRED PATENT (37 CFR 1.378 (c))**

Docket Number (Optional)

0005US01

Mail to: Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Fax: (571) 273-8300

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NOTE: If information or assistance is needed in completing this form, please contact Patents Information at (571) 272-3282.

Patent No. 6,194,925Application Number 09/039,344Issue Date February 27, 2001Filing Date March 13, 1998

CAUTION: Maintenance fee (and surcharge, if any) payment must correctly identify: (1) the patent number (or reissue patent number, if a reissue) and (2) the application number of the actual U.S. application (or reissue application) leading to issuance of that patent to ensure the fee(s) is/are associated with the correct patent. 37 CFR 1.366(c) and (d).

Also complete the following information, if applicable

The above - identified patent

☐

Is a reissue of original Patent No. _____ original issue date _____

original application number _____

original filing date _____

☐

resulted from the entry into the U.S. under 35 U.S.C. 371 of international application _____

filed on _____

CERTIFICATE OF MAILING (37 CFR 1.89(a))

I hereby certify that this paper (*along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

8/9/10

Date



Signature

Andrew C. Walseth, Reg. No. 43,234

Typed or Printed Name of Person Signing Certificate

[page 1 of 3]

This collection of information is required by 37 CFR 1.378(e). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/88 (03-08)

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1. SMALL ENTITY

☒ Patentee claims, or has previously claimed, small entity status. See 37 CFR 1.27.

2. LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS

☐ Patentee is no longer entitled to small entity status. See 37 CFR 1.27(g)

3. MAINTENANCE FEE (37 CFR 1.20(e)-(g))

The appropriate maintenance fee must be submitted with this petition, unless it was paid earlier.

NOT Small Entity			Small Entity		
Amount	Fee	(Code)	Amount	Fee	(Code)
<input type="checkbox"/> \$ _____	3 ½ yr fee	(1551)	<input type="checkbox"/> \$ _____	3 ½ yr fee	(2551)
<input type="checkbox"/> \$ _____	7 ½ yr fee	(1552)	<input checked="" type="checkbox"/> \$ 1240.00	7 ½ yr fee	(2552)
<input type="checkbox"/> \$ _____	11 ½ yr fee	(1553)	<input type="checkbox"/> \$ _____	11 ½ yr fee	(2553)

MAINTENANCE FEE BEING SUBMITTED \$ 1240.00

4. SURCHARGE

The surcharge required by 37 CFR 1.20(i)(2) of \$ 65.00 (Fee Code 1558) must be paid as a condition of accepting unintentionally delayed payment of a maintenance fee.

SURCHARGE FEE BEING SUBMITTED \$ 65.00

5. MANNER OF PAYMENT

☐ Enclosed is a check for the sum of \$ _____☐ Please charge Deposit Account No. _____ the sum of \$ _____☒ Payment by credit card. Form PTO-2038 is attached.

6. AUTHORIZATION TO CHARGE ANY FEE DEFICIENCY

☐ The Director is hereby authorized to charge any maintenance fee, surcharge or petition deficiency to Deposit Account No. _____

PTO/SB/86 (03-09)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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7. OVERPAYMENT

As to any overpayment made please

OR

☐

Credit to Deposit Account No. _____

☒

Send refund check

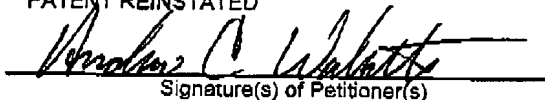
WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

8. STATEMENT

The delay in payment of the maintenance fee to this patent was unintentional.

9. PETITIONER(S) REQUEST THAT THE DELAYED PAYMENT OF THE MAINTENANCE FEE BE ACCEPTED AND THE PATENT REINSTATED


Signature(s) of Petitioner(s)8/9/10
Date

Andrew C. Walseth

43,234

Typed or printed name(s)

Registration Number, if applicable

952-374-5960, 651-336-8307

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Address

37 CFR 1.378(d) states: "Any petition under this section must be signed by an attorney or agent registered to practice before the Patent and Trademark Office, or by the patentee, the assignee, or other party in interest."

ENCLOSURES

☒

Maintenance Fee Payment

☒

Surcharge under 37 CFR 1.20(i)(2) (fee for filing the maintenance fee petition)

☐

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